



MAY 12 2023

AT SEATTLE  
CLERK U.S. DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON

BY

DEPUTY

Eric Stephen Freeze  
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Plaintiff in *pro per*

**IN THE UNITED STATES DISTRICT COURT**

**IN AND FOR THE WESTERN DISTRICT OF WASHINGTON**

Eric Stephen Freeze, )  
Plaintiff, )  
vs. )  
DONALD MCDERMOTT, ELIZABETH E. )  
GALLAGHER, JOSE T. ACUNA, LISA M. )  
JANICKI, ANN G. FREEZE REVOCABLE )  
TRUST, and the RONALD L. FREEZE )  
REVOCABLE TRUST, PAUL W, TAYLOR, and )  
COUNTY OF SKAGIT )  
Defendants )

Case No.: 22-cv-1844-JLR

**RESPONSE TO DEFENDANTS  
REPLY ON MOTION TO DISMISS  
PLAINTIFF'S COMPLAINT**

**SUMMARY OF REPLY**

Upon review of Defendants' reply, the Defendants have failed to supply this Court with any sustenance of evidence and have only responded with unsubstantiated hearsay in an attempt to trick and confuse this court but more importantly, the Defendant's failure to meaningfully address any of the violations and causes actions that have been presented to the court such as:

1. Defendants violation of their oath of office
2. Defendants dereliction of their official duties
3. Defendants failure to address that their oaths of office and Official bonds are required to be current, properly submitted, and recorded prior to performing any official duties

4. Failure of County official Defendants to address that their oath of office expired before obtaining their delinquent public official bonds
5. Failure of the Defendants to address the Public Official appointees can only be valid when made by Valid Public officials that have the legal authority to make appointments
6. Failure of Defendants to address that without valid oaths of office, the delinquent and thus defective Prosecuting Attorney Official bond, the Deputy Prosecutor is not a legally authorized appointment and thus is not allowed to claim to be the Public Official position of Deputy Prosecuting Attorney. Plaintiff has to once again warn and notify this court of the ongoing Fraud the Defendants are committing upon this Court.
7. Defendants have failed to supply this court with one scintilla of evidence supported by actual evidence or in a sworn affidavit to support their claims to this Court.

### STATEMENT OF FACTS

This court is obligated to acknowledge that the Defendants have not denied or disputed a single affidavit that has been submitted to this court with a response in affidavit format, so Defendant's responses are invalid and hearsay. Alternately, the court is obligated to acknowledge the claims made against the Defendants are substantiated by actual affidavits that stand as prima facie evidence, truth, and fact, Stare decisis:

*United States v. Kis*, 658 F.2d 526, 536 (7<sup>th</sup> Cir. 1981),  
*Bey v. Stumpf*, no. 11-5684 (RBK) Dist. Court N.J (2011),  
*Data Disc 2 Inc v Systems Tech Assoc Inc.*, 557 F2d 1260 (9<sup>th</sup> Cir. 1977),  
*Taylor v. Portland Paramount Corp.*, 383 F.2d 634, 639 (9<sup>th</sup> Cir. 1967).

Moreover, the Plaintiff wishes to point out to this court, that if this court allows the Defendants' criminal actions to prevail it will be indirectly condoning their crimes upon this court and setting a precedence that misconduct and crimes are approved tactics in this court.

1 As an example, the Plaintiff once again brings to this Court's attention the Defendants'  
 2 masquerading attorney, Deputy Prosecuting Attorney Pedersen, who wishes this court to approve  
 3 that he was appointed by Prosecuting Attorney Richard Weyrich, the former Skagit County  
 4 Prosecuting Attorney. As this Court has been made aware, Richard Weyrich failed to secure his  
 5 Official bond and deliver it to the County Clerk prior to performing Public official duties, and as  
 6 a result, Richard Weyrich did not and still does not, have the authority to appoint anyone to any  
 7 Public office, such as Deputy Prosecutor, in Skagit County. If the masquerading Deputy  
 8 Prosecuting Attorney is not offensive enough to this Court, the Court is reminded that this publicly  
 9 funded position was not even lawfully approved to provide Attorney services for the Defendants,  
 10 and has been caught illegally using its tax-funded position for the Defendants's personal benefit  
 11 in this Case.

12 This court cannot validate the criminal activity by allowing a fraudulently empowered  
 13 attorney's actions to be used in any manner in this case because, among many reasons, it will set  
 14 the standard that all BAR attorneys can commit similar crimes in this court. This court has no  
 15 option but to strike arguments made to this court by the masquerading Skagit County Deputy  
 16 Prosecuting Attorney who continues to commit fraud upon taxpayers he claims to represent.

### 17 CONCLUSION

18 For the foregoing reasons, this Court should not grant the Defendants' Motion to dismiss  
 19 Plaintiff's Complaint and should rule in favor of the Plaintiff.  
 20

### 21 LCR 7(e) Length Certification

22 I certify this memorandum contains 818 words, in compliance with the Local Civil Rules.

23 Dated May 11th, 2023

24 Respectfully submitted,

25   
 Eric Freeze

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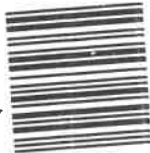
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